

# SUMMARY REPORT DIGEST

## CIVILIAN OFFICE OF POLICE ACCOUNTABILITY

LOG NO  
1078716TYPE  
CRDATE OF REPORT  
04-JAN-2018

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: ☒ CHIEF ADMINISTRATOR,  
CIVILIAN OFFICE OF POLICE ACCOUNTABILITY☐ CHIEF,  
BUREAU OF INTERNAL AFFAIRS

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
KOBEL, DANIEL	1247	67		113	

REFERENCE NOS.(LIST ALL RELATED C.I., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 2961 S. DEARBORN ST, Apt No. 707, CHICAGO, IL 60616	DATE / TIME: 03-JAN-2016 11:01	BEAT: 133
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### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
CATO, ERIC D	9171	1321		189		M / BLK		16-DEC-1991	NO	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / BLK	/ 34

### VICTIMS

NAME	ADDRESS*	CITY	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		M / BLK	/ 34

### WITNESSES

NAME	ADDRESS*	CITY	TELEPHONE	SEX / RACE	DOB / AGE
		CHICAGO, IL		F / BLK	/ 29

\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

### ALLEGATIONS

\*\*\*SEE PAGE 3\*\*\*

## SUMMARY

\*\*\*SEE PAGE 3\*\*\*

## ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER  6	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:  11, 20	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:  38
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## FINDINGS - RECOMMENDATIONS

### FINDINGS:

ACCUSED OFFICER: SERGEANT ERIC CATO, #1321  
Allegations #1-2: NOT SUSTAINED

### APPROVED:

 #15  
Supervising Investigator, COPA

DATE INITIATED  
(Date incident was received for investigation)

05-JAN-2016

DATE COMPLETED (Date of this report)

17-JAN-2018

ELAPSED TIME  
(Total time expressed in days)

743

Investigator will initiate the Command Channel Review form by  
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

 #67

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

## INTRODUCTION:<sup>1</sup>

The complainant, [REDACTED] complained that he was in bed with the mother of his children, [REDACTED] when [REDACTED] boyfriend, Sergeant Eric Cato, entered the apartment using his key to the residence. [REDACTED] alleged that Sergeant Cato pulled the covers off of [REDACTED] and [REDACTED] pulled [REDACTED] by the hair, slapped [REDACTED] and pushed her against a wall.<sup>2</sup> [REDACTED] also alleged that Sergeant Cato punched him on the face twice.

## ALLEGATIONS:

The complainant, [REDACTED] alleged that on 03 January 2016, at approximately 1100 hours, at 2961 S. Dearborn Street, Apartment #707, **Sergeant Eric Cato, #1321, Unit 189:**<sup>3</sup>

- 1) Punched him on the face several times, in violation of Rule 9 and,
- 2) Engaged in a verbal altercation with him, in violation of Rule 8.

## APPLICABLE RULES:

**Rule 8** - Disrespect to or maltreatment of any person, while on or off duty.

**Rule 9** – Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

## SUMMARY OF INVESTIGATION:

In an **Initiation Report** dated 03 January 2016, Sergeant Richard Kelly reported that he started his tour of duty on 03 January 2016 and learned that Sergeant Cato had been named the offender in a case report, RD# HZ102540. [REDACTED] had left the 001st District station before Sergeant Kelly arrived for his tour of duty. (Att. 4)

**Complainant** [REDACTED] provided a **statement** on 03 January 2016, in which he stated that he was sleeping in the nude with his children's mother, [REDACTED] when he was awoken by [REDACTED] boyfriend, Sergeant Eric Cato. Sergeant Cato had entered the apartment with a key that [REDACTED] had given him. Sergeant Cato pulled the covers off of [REDACTED] and [REDACTED] and grabbed [REDACTED] by the hair. Sergeant Cato then slapped [REDACTED] on the face. When [REDACTED] tried to get out of the bed, Sergeant Cato punched him on the face. [REDACTED]

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<sup>1</sup> On September 15, 2017, the Civilian Office of Police Accountability (COPA) replaced the Independent Police Review Authority (IPRA) as the civilian oversight agency of the Chicago Police Department. Thus, this investigation, which began under IPRA, was transferred to COPA on September 15, 2017, and the recommendation(s) set forth herein are the recommendation(s) of COPA. In the interest of clarity, this report will use the acronym "COPA" to refer to the investigative actions of both agencies.

<sup>2</sup> [REDACTED] refuted the allegations that [REDACTED] made regarding Sergeant Cato's treatment of her, so they were not served to Sergeant Cato.

<sup>3</sup> During the course of this investigation Sergeant Cato retired from employment with the Chicago Police Department. (Att. 26)

ran into the bathroom. Sergeant called Brown a stupid motherfucker and punched [REDACTED] on the face a second time. Sergeant Cato pulled [REDACTED] from the bathroom and pushed her against a wall. Sergeant Cato yelled at [REDACTED] about money she owed him before leaving the apartment. [REDACTED] stated he sustained a swollen lip and a laceration under his eye as a result of the incident. [REDACTED] did not sustain any visible injuries. (Att. 6)

**Evidence Technician photographs** of [REDACTED] depict an apparent laceration or scratch to his right eye and an apparent laceration or scratch to his lip.<sup>4</sup> (Att. 23)

**Witness [REDACTED]** provided a **statement** on 03 January 2016, in which she stated that she was at her apartment in bed asleep with [REDACTED] when her boyfriend of four years, Sergeant Eric Cato, entered the apartment. Sergeant Cato took the covers off the bed and said, "Wake up, what is this? What's going on?" [REDACTED] ran to the bathroom immediately and closed the door. [REDACTED] heard the men yelling but couldn't hear what was said. After about 10-15 seconds, Sergeant Cato opened the bathroom door and [REDACTED] voluntarily followed him back to the bedroom. Sergeant Cato and [REDACTED] yelled at each other. Sergeant Cato asked [REDACTED] about money she owed him. When [REDACTED] told Sergeant Cato she didn't have the money, Sergeant Cato emptied a dresser drawer onto the bed. Sergeant Cato then packed a bag with some clothing that he had at the apartment and walked to the door. Sergeant Cato returned to the bedroom, threw the bag onto the bed, and left the apartment. An hour after Sergeant Cato left, [REDACTED] saw that [REDACTED] had a cut near his eye and a swollen upper lip. (Att. 11)

[REDACTED] provided a second **statement** on 05 January 2016 in which she stated that she gave her statement on 03 January 2016 under duress as she was afraid that [REDACTED] would hurt her if she did not give a statement. [REDACTED] did not substantially change her account between the two statements. She added that [REDACTED] instructed her to say that she saw Sergeant Cato strike [REDACTED] so that Sergeant Cato would get into trouble, but she reiterated that she did not see any physical contact between the men. (Att. 20)

A **Case Report** for RD #HZ102540 indicates that Sergeant Cato entered the apartment and punched [REDACTED] on the face several times. A Detective Supplemental Report indicates that [REDACTED] told investigating detectives that [REDACTED] had told her to give a false statement about the incident. [REDACTED] stated that she gave a false statement because she was scared [REDACTED] would harm her if she did not. (Att. 16, 34-37)

**Accused Sergeant Eric Cato** provided a **statement** on 08 September 2016 in which he denied the allegations against him. Sergeant Cato stated that he and [REDACTED] had been dating for approximately two years at the time of the incident. Sergeant Cato stated that he went to [REDACTED] apartment to retrieve a shirt he wanted to wear. Sergeant Cato went to the bedroom to get the shirt from the dresser when [REDACTED] jumped up from the bed and advanced on him.

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<sup>4</sup> [REDACTED] provided several pictures of his injuries via email; however, the pictures are of very poor quality and have no evidentiary value.

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Sergeant Cato opened a drawer to slow down [REDACTED] and moved his hands in front of his face to block [REDACTED] hands. Sergeant Cato stated that he did not recall punching or striking [REDACTED]. Sergeant Cato stated that [REDACTED] said he didn't want Sergeant Cato around his children anymore and Sergeant Cato said he didn't want to be any part of that situation. Sergeant Cato estimated that he was in the apartment for about one or two minutes. Sergeant Cato stated [REDACTED] had previously told her that [REDACTED] was abusive to her. (Att. 25)

**CONCLUSION:**

COPA recommends a finding of **NOT SUSTAINED** for Allegation #1 against **Sergeant Eric Cato**, that he punched [REDACTED] on the face several times. [REDACTED] did not observe Sergeant Cato strike [REDACTED]. Sergeant Cato stated that he defended himself from [REDACTED] which involved moving his hands in front of his face to block blows coming from [REDACTED]. There is insufficient available evidence to either sustain or refute this allegation.

COPA recommends a finding of **NOT SUSTAINED** for Allegation #2 against **Sergeant Eric Cato**, that he engaged in a verbal altercation with [REDACTED] alleged that Sergeant Cato yelled at him. Sergeant Cato denied arguing with [REDACTED]. [REDACTED] stated that she heard the men yelling but did not hear what was said. There is insufficient available evidence to either sustain or refute this allegation.




[Print Face Sheet](#)
[Print Current Case Summary](#)
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[Incident Review](#)
[Investigation](#)

## Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05K DOMESTIC ALTERCATION - PHYSICAL ABUSE -	-	-	-	-	-	-	-
row(s) 1 - 1 of 1							

Log No: 1078716 Type:CR

## Accused Members

Review Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
<a href="#">View</a> CATO, ERIC	CLOSED/FINAL	NOT SUSTAINED	-	-	-	03-JAN-2016	N/A
row(s) 1 - 1 of 1							

## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
<a href="#">View</a> 1	FACE SHEET	N/A	-	-	-	MORLEY, CHANTALL	JAN-03-2016 14:10	-	-	-
<a href="#">View</a> 2	CONFLICT CERTIFICATION	N/A	-	-	-	DAUN, SHERRY	JAN-05-2016 09:44	-	-	-
<a href="#">View</a> 3	CONFLICT CERTIFICATION	N/A	-	-	-	KOBEL, DANIEL	JAN-05-2016 11:56	-	-	-
<a href="#">View</a> 4	INITIATION REPORT	N/A	1	-	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:48	APPROVED	-	YES
<a href="#">View</a> 5	CONSENT FOR AUDIO RECORDED INTERVIEW	N/A	1	[REDACTED]	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:49	APPROVED	-	YES
<a href="#">View</a> 6	AUDIO INTERVIEW	OTHER INV. PARTY - BROWN, BRANDON	1	-	YES	KOBEL, DANIEL	JAN-06-2016 11:57	APPROVED	-	YES
<a href="#">View</a> 7	PHOTO IDENTIFICATION	N/A	1	Copy of Illinois Driver's License for [REDACTED]	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:50	APPROVED	-	YES
<a href="#">View</a> 8	SWORN AFFIDAVIT - REFUSED	N/A	1	[REDACTED]	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:50	APPROVED	-	YES
<a href="#">View</a> 9	TO/FROM REPORT	N/A	2	Outline of digital recording	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:51	APPROVED	-	YES
<a href="#">View</a> 10	CONSENT FOR AUDIO RECORDED INTERVIEW	N/A	1	[REDACTED]	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:52	APPROVED	-	YES
<a href="#">View</a> 11	AUDIO INTERVIEW	OTHER INV. PARTY - PURDIS, KEESHANTA	1	-	YES	KOBEL, DANIEL	JAN-07-2016 11:33	APPROVED	-	YES
<a href="#">View</a> 12	PHOTO IDENTIFICATION	N/A	1	Copy of Illinois ID card for [REDACTED]	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:53	APPROVED	-	YES
<a href="#">View</a> 13	SWORN AFFIDAVIT - NOT REQUIRED	N/A	1	[REDACTED]	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:53	APPROVED	-	YES
<a href="#">View</a> 14	TO/FROM REPORT	N/A	2	Witness Statement Summary	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:54	APPROVED	-	YES
<a href="#">View</a> 15	PHOTOGRAPH	N/A	4	Emailed pictures from cell phone of complainant/victim, [REDACTED]	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:56	APPROVED	-	YES
<a href="#">View</a> 16	GENERAL OFFENSE CASE REPORT	N/A	2	RD# HZ-102540	-	BRUMFIELD, LUCILLE	JAN-07-2016	APPROVED	-	YES

<a href="#">View</a>	17	CRIME SCENE PROCESSING REPORT	N/A	1	Photo request	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:56	APPROVED	-	YES
<a href="#">View</a>	18	CHICAGO POLICE DEPARTMENT EVENT QUERY	N/A	1	Event #1600305398	-	BRUMFIELD, LUCILLE	JAN-07-2016 10:57	APPROVED	-	YES
<a href="#">View</a>	19	CONSENT FOR AUDIO RECORDED INTERVIEW	OTHER INV. PARTY - PURDIS, KEESHANTA	1	-	YES	KOBEL, DANIEL	JAN-07-2016 12:03	APPROVED	-	YES
<a href="#">View</a>	20	AUDIO INTERVIEW	OTHER INV. PARTY - PURDIS, KEESHANTA	1	-	YES	KOBEL, DANIEL	JAN-07-2016 11:47	APPROVED	-	YES
<a href="#">View</a>	21	SWORN AFFIDAVIT FROM COMPLAINANT	OTHER INV. PARTY - PURDIS, KEESHANTA	1	-	YES	KOBEL, DANIEL	JAN-14-2016 17:12	APPROVED	-	YES
<a href="#">View</a>	22	TO/FROM REPORT	N/A	1	Witness Statement	YES	KOBEL, DANIEL	JAN-14-2016 17:13	APPROVED	-	YES
<a href="#">View</a>	23	PHOTOGRAPH	N/A	8	PHOTOGRAPHS OF	-	HOWARD, MIA	JAN-15-2016 14:03	APPROVED	-	YES
<a href="#">View</a>	24	ACCUSED NOTIFICATION OF ALLEGATIONS FOR CATO, ERIC	ACCUSED - CATO, ERIC	-	-	-	KOBEL, DANIEL	AUG-11-2016 11:33	PENDING ACCUSED ACKNOWLEDGMENT	-	-
<a href="#">View</a>	25	AUDIO INTERVIEW	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	SEP-08-2016 16:03	APPROVED	-	YES
<a href="#">View</a>	26	REQUEST FOR INTERVIEW/STATEMENT/REPORT	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	JAN-04-2018 11:59	APPROVED	-	YES
<a href="#">View</a>	27	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	JAN-04-2018 12:00	APPROVED	-	YES
<a href="#">View</a>	28	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	JAN-04-2018 12:01	APPROVED	-	YES
<a href="#">View</a>	29	NOTIF OF CHARGES/ALLEGATIONS - ADM PROC RIGHTS (STATUTORY)	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	JAN-04-2018 12:04	APPROVED	-	YES
<a href="#">View</a>	30	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	JAN-04-2018 12:05	APPROVED	-	YES
<a href="#">View</a>	31	ADMINISTRATIVE PROCEEDINGS RIGHTS	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	JAN-04-2018 12:07	APPROVED	-	YES
<a href="#">View</a>	32	NOTIF OF CHARGES/ALLEGATIONS - ADM PROC RIGHTS (STATUTORY)	ACCUSED - CATO, ERIC	1	-	YES	KOBEL, DANIEL	JAN-04-2018 12:08	APPROVED	-	YES
<a href="#">View</a>	33	REPORT (OTHER)	ACCUSED - CATO, ERIC	1	PAR form Re: Retirement	YES	KOBEL, DANIEL	JAN-04-2018 12:10	APPROVED	-	YES
<a href="#">View</a>	34	DETECTIVE SUPPLEMENTARY REPORT	N/A	3	-	YES	KOBEL, DANIEL	JAN-04-2018 12:11	APPROVED	-	YES
<a href="#">View</a>	35	DETECTIVE SUPPLEMENTARY REPORT	N/A	4	-	YES	KOBEL, DANIEL	JAN-04-2018 12:13	APPROVED	-	YES
<a href="#">View</a>	36	DETECTIVE SUPPLEMENTARY REPORT	N/A	3	-	YES	KOBEL, DANIEL	JAN-04-2018 12:13	APPROVED	-	YES
<a href="#">View</a>	37	DETECTIVE SUPPLEMENTARY REPORT	N/A	3	-	YES	KOBEL, DANIEL	JAN-04-2018 12:14	APPROVED	-	YES
<a href="#">View</a>	38	INVESTIGATOR CASE LOG	N/A	2	-	NO	HAYES, SHANNON	JAN-17-2018 15:53	APPROVED	-	YES
<a href="#">View</a>	-	SUMMARY REPORT DIGEST	N/A	5	-	NO	HAYES, SHANNON	JAN-17-2018 15:56	APPROVED	-	YES

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**Internal Use Only**

No Internal Use Only attachments available.

**Print Accused Appeal Forms**

No Accused Appeal forms available for this Log No.

**Related Incidents**



**TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

### Status History

**TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
CLOSED/FINAL	23-JAN-2018 14:19	DOMAIN, ALEXANDRA	CLERK 3		113 / -	-
CLOSED AT C.O.P.A.	23-JAN-2018 14:19	DOMAIN, ALEXANDRA	CLERK 3		113 / -	-
PENDING IMPLEMENT ACTION	23-JAN-2018 10:48	COSTELLO, ROBERT	SERGEANT OF POLICE		121 / -	-
PENDING ADVOCATE REVIEW	22-JAN-2018 13:52	OLIVER, MELVIN	POLICE OFFICER		007 / 121	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	18-JAN-2018 11:50	DOMAIN, ALEXANDRA	CLERK 3		113 / -	-
CLOSED AT C.O.P.A.	18-JAN-2018 11:01	DOMAIN, ALEXANDRA	CLERK 3		113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	17-JAN-2018 15:58	HAYES, SHANNON	SUPERVISING INV COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	17-JAN-2018 13:25	KOBEL, DANIEL	INVESTIGATOR I COPA		113 / -	-
PENDING INVESTIGATION	17-JAN-2018 13:21	HAYES, SHANNON	SUPERVISING INV COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	04-JAN-2018 13:20	KOBEL, DANIEL	INVESTIGATOR I COPA		113 / -	-
PENDING INVESTIGATION	05-JAN-2016 09:44	DAUN, SHERRY	SUPERVISING INV COPA		113 / -	-
PENDING ASSIGN INVESTIGATOR	04-JAN-2016 14:03	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA		113 / -	-
PENDING ASSIGN TEAM	04-JAN-2016 14:02	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA		113 / -	-
PENDING SUPERVISOR REVIEW	04-JAN-2016 14:02	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA		113 / -	-
PRELIMINARY	04-JAN-2016 13:56	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA		113 / -	Change to 05K domestic. Based on [REDACTED] subsequent interview, the accused officer also struck [REDACTED] (who is on and off again girlfriend of accused).
PENDING ASSIGN TEAM	04-JAN-2016 09:47	QUERFURTH, PATRICK	SUPERVISING INV COPA		113 / -	-
PENDING SUPERVISOR REVIEW	03-JAN-2016 18:42	HAYES, SHANNON	INVESTIGATOR 2 COPA		113 / -	-
PRELIMINARY	03-JAN-2016 14:10	MORLEY, CHANTALL	INVESTIGATOR 2 COPA		113 / -	-

row(s) 1 - 18 of 18

### Command Channel Reviewers

Accused Name	Sequence No.	Reviewer
CATO, ERIC	1	KIMBLE, RONALD
CATO, ERIC	2	ALEXANDER, DANA

row(s) 1 - 2 of 2